

Practitioner's Docket No. 65304-020

GP16H8A  
T  
46-99  
PATENT #18

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McFarland et al.

Serial No.: 08/941,170

Group Art Unit : 1648

Filed: 09/30/97

Examiner: J.W. Ricigliano, Ph.D.

For: POTENTIAL MASKING SYSTEMS AND METHODS FOR COMBINATORIAL SYNTHESIS

Assistant Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

- [X] a small entity. A statement:  
[ ] is attached.  
[X] was already filed.  
[ ] other than a small entity.

RECEIVED

MAR 25 1999



EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 3-19-99

FACSIMILE

- transmitted by facsimile to the Patent and Trademark Office.

Signature

Shelley L. Erla

(type or print name of person certifying)

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. 1.645 for extensions of time in interference proceedings, and 37 C.F.R. 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

(complete (a) or (b), as applicable)

- (a)  Applicant petitions for an extension of time under 37 C.F.R. 1.136  
(fees: 37 C.F.R. 1.17(a)(1)-(4)) for the total number of months checked below:

|     | Extension<br>(months) | Fee for other than<br><u>small entity</u> | Fee for<br><u>small entity</u> |
|-----|-----------------------|---|--------------------------------|
| [X] | one month             | \$ 110.00                                 | \$ 55.00                       |
| [ ] | two months            | \$ 380.00                                 | \$ 190.00                      |
| [ ] | three months          | \$ 870.00                                 | \$ 435.00                      |
| [ ] | four months           | \$ 1,360.00                               | \$ 680.00                      |

Fee: \$ 55.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- [ ] An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of  
\$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now  
requested.

Extension fee due with this request \$ \_\_\_\_\_

OR

- (b) [ ] Applicant believes that no extension of term is required. However, this conditional  
petition is being made to provide for the possibility that applicant has inadvertently  
overlooked the need for a petition for extension of time.

RECEIVED

MAR 25 1999

MAILING & SERVICE CENTER  
SERVICE CENTER

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| (Col.1)  | (Col. 2)                              | (Col. 3) SMALL ENTITY |                  |                                | OTHER THAN A<br>SMALL ENTITY |                                |               |
|--|---------------------------------------|-----------------------|------------------|--------------------------------|------------------------------|--------------------------------|---------------|
| Claims<br>Remaining<br>After<br>Amendment          | Highest No.<br>Previously<br>Paid For | Present<br>Extra      | Rate             | Addit.<br>Fee                  | OR                           | Rate                           | Addit.<br>Fee |
| Total      38                                      | Minus      40                         | = 0                   | x \$9 = \$       |                                | x \$18 = \$                  |                                |               |
| Indep.     5                                       | Minus     4                           | = 1                   | x \$39 = \$39.00 |                                | x \$78 = \$                  |                                |               |
| [ ] First Presentation of Multiple Dependent Claim |                                       |                       |                  | + \$130 = \$                   | + \$260 = \$                 |                                |               |
|  |                                       |                       |                  | Total<br>Addit. Fee    \$39.00 | OR                           | Total<br>Addit. Fee    \$_____ |               |

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**WARNING:** *"After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. 1.116(a) (emphasis added).*

*(complete (c) or (d), as applicable)*

(c) [ ] No additional fee for claims is required.

**OR**

(d) [X] Total additional fee for claims required \$ 39.00.

## FEE PAYMENT

5. [ ] Attached is a check in the sum of \$ \_\_\_\_\_.  
 [X] Charge Account No. 50-0496 the sum of \$ 94.00.  
 A duplicate of this transmittal is attached.

## FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6.  If any additional extension and/or fee is required, charge Account No. 50-0496.

AND/OR

- If any additional fee for claims is required, charge Account No. 50-0496.



SIGNATURE OF PRACTITIONER

Reg. No.41,282

Matthew J. Russo

(type or print name of practitioner)

Tel. No. 248-594-0624

Rader, Fishman & Grauer PLLC

1533 N. Woodward Avenue, Suite 140

Bloomfield Hills, MI 48304

R0050595



L.T.  
4/6/99  
RLL/J

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: McFarland et al. Group Art Unit: 1648  
 Serial No.: 08/941,170 Examiner: J.W. Ricigliano, PhD  
 Filed: 09/30/97 Paper No. 10  
 For: POTENTIAL MASKING SYSTEMS AND METHODS FOR  
 COMBINATORIAL LIBRARY SYNTHESIS

Attorney Docket No.: 65304-020

Assistant Commissioner of Patents  
Washington, D.C. 20231**AMENDMENT PURSUANT TO 37 CFR § 1.111**

Dear Examiner:

In response to Office Action mailed November 19, 1998, (Paper No. 9), please amend the above-identified application as follows:

**IN THE CLAIMS:**

Please cancel claim 2 without prejudice or disclaimer.

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))**04/07/1999 TSUBS ~~00000003 500496~~ 08941170  
I hereby certify that, on the date shown below, this correspondence is being:

|                                     |           |   |   |
|-------------------------------------|-----------|---|---|
| 01 FC:203                           | 180.00 CH | MAILING   | FACSIMILE   |
| <input checked="" type="checkbox"/> |           | deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Non-Fee Amendment, Assistant Commissioner for Patents, Washington, D.C. 20231. | <input type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office. |

Date: 3-19-99

Shelley L. Erla  
 Signature  
Shelley L. Erla  
 (type or print name of person certifying)